IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE GOPALAKRISHNA TAMADA

Writ Petition No.19243 of 1997

Dated: 13-02-2007

Between:

1. Adapa Satyanarayana s/o late A. Nagaraju,
   r/o Addateegala village and Mandal,
   East Godavari District and another.

... Petitioners

and

1. The Mandal Revenue Officer,
   Addateegala Mandal,
   East Godvari District and another.

... Respondents

ORDER:

This petition is filed seeking *mandamus* declaring the action of the respondents in interfering with the possession and enjoyment of the petitioners' lands to an extent of 1.25 hectares (two acres) in Survey No.34/1 of Addateegala village and Mandal, East Godavari District as highly illegal and arbitrary.

2. It is the case of the petitioners that they inherited the land to an extent of 1.25 hectares in Addateegala village and Mandal, East Godavari District from their father and in respect of the said lands, ryotwari patta was granted in favour of their father under Andhra Pradesh Muttas (Abolition and Conversion into Ryotvari) Regulation, 1969 and that the said lands are in their possession and enjoyment since times immemorial. It is stated that the first respondent called the petitioners and asked them to vacate the said land informing that the second respondent passed eviction order against them in respect of the said land.

3. Heard learned counsel for the parties.

4. According to the learned Assistant Government Pleader against the order granting patta in favour of the father of the petitioner by the Settlement Officer, Visakhapatnam, the Project Officer, I.T.D.A., Rampachodavaram preferred an appeal before the Collector, East Godavari District and the said appeal could not be disposed of having regard to the fact that this Court on 14-08-1997 while issuing *Rule nisi* granted interim stay of dispossession in W.P.M.P.No.23372 of 1997.

5. Having regard to the facts and circumstances of the case,
this Court is of the view that without expressing any opinion and without going into the merits of the case, it is suffice to direct the appellate authority i.e. the Agent to the Government to dispose of the appeal, if not already disposed of, within a period of four weeks from the date of receipt of a copy of this order.

6. Accordingly, the writ petition is disposed of. No costs.

JUSTICE GOPALAKRISHNA TAMADA

Dt.13-02-2007
GLV